

83-6297

IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER TERM 1983

JUNE UNDERWOOD (LAMPKIN)

:

Case No. A-547  
83-6297

Appellant-Petitioner

:

v.

:

STATE OF OHIO, et al.

:

ADDITIONAL AUTHORITIES ON BEHALF  
OF APPELLANT-PETITIONER

Appellees-Respondants

:

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On Appeal From the Supreme Court of Ohio

JURISDICTIONAL STATEMENT

AND/OR

PETITION FOR A WRIT OF CERTIORARI

TO THE SUPREME COURT OF OHIO

AND/OR TO THE

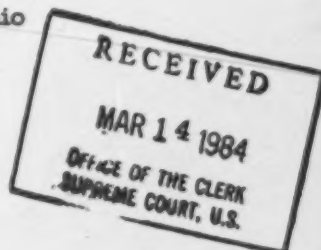
OHIO TENTH DISTRICT COURT OF APPEALS

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March 9, 1984

Following the submission of Appellant-Petitioner's Petition for Writ of Certiorari and/or Jurisdictional Statement the Supreme Court of Ohio announced (on February 22, 1984, reported officially in advance sheets on February 27, 1984) decisions in Marrek v. Cleveland Metroparks (1984), 9 Ohio St. 3d 194, Mathis v. Cleveland Public Library (1984) 9 Ohio St. 3d 199, Zents v. Bd. of Commrs. (1984), 9 Ohio St. 3d 201, O' Brien v. Egelhoff (1984), 9 Ohio St. 3d 209, which eliminated, retroactively, sovereign immunity for various governmental entities for the negligence of their employees and held these entities liable as if private corporations and persons. Governmental entities in Ohio are liable when employees violate a duty owed to an individual. (Also see Carboni v. Overfield (1983), 6 Ohio St. 3d 212. Haverlack v. Portage Homes, Inc. (1982), 2 Ohio St. 3d 26).

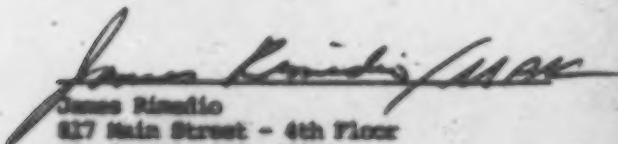
Employees of the State of Ohio Separately and/or jointly with employees of the county violated multiple statutory and constitutional duties owed to the Appellant-Petitioner as well as her common law and civil rights. Immunity for state employees was waived in regard to immunity from liability by Ohio Revised Code 2743.02(A) (1). The exclusive and original jurisdiction for all civil actions involving money damages against the State for actions of state employees who acted within the course and scope of their employment, and/or under color of law and/or under their employment authority lies in the Ohio Court of Claims. Boggs v. State (1983), 8 Ohio St. 3d 15.

WHEREFORE, Appellant-Petitioner prays that a decision be rendered or the case be remanded for action consistent with these decisions.

Respectfully submitted,



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